



**U.S. Department of Justice**

*United States Attorney  
Southern District of New York*

The Silvio J. Mollo Building  
One Saint Andrew's Plaza  
New York, New York 10007

October 19, 2017

**BY EMAIL and ECF**

Honorable P. Kevin Castel  
United States District Judge  
Southern District of New York  
Daniel Patrick Moynihan United States Courthouse  
500 Pearl Street  
New York, New York 10007

**Re: Securities and Exchange Commission v. Seref Dogan Erbek. et al.  
15 Civ. 7116 (PKC)**

Dear Judge Castel:

The Government writes respectfully to request that the Court lift the limited stay of discovery it imposed, on the Government's motion, in the above-captioned action on June 8, 2016. Although the Government's criminal charges against Dogan Erbek are still pending before the Honorable Alison J. Nathan in this district (the "Criminal Case"), Erbek remains a fugitive at large. Accordingly, there is no pending trial date in the Criminal Case at this time, and the Government recognizes the Securities and Exchange Commission's interests in proceeding in this action without further delay.

Should circumstances change or arise in this action that could impact the Criminal Case, the Government reserves the right to seek further relief from the Court as necessary.

Respectfully submitted,

JOON H. KIM  
United States Attorney

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cc: Parties of Record (by ECF)